

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applicant:	§	
	§	
Michael Zunke et al.	§	
	§	
Serial No.: 10/612,921	§	
	§	
Filed: July 7, 2003	§	Group Art Unit: 3621
	§	
For: Method For Determining A Licensing	§	Attorney
Policy Of A digital Product	§	Docket No.: 2808/12
	§	
Examiner: Critina O. Sherr	§	

Attn: Mail Stop Petition
Commissioner for Patents
Alexandria, Virginia 22313-1450

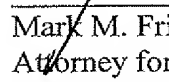
PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)

Further to a recent telephone conversation between my colleague Caryn Ginsberg and Examiner Ms. Cristina Sherr on February 28, 2008, attached please find proof of the documentation which was submitted and subsequently received by the Central Fax Center on June 5, 2007. This information includes all the information which was submitted to the USPTO on June 5, 2007 (cover letter, copy of the electronic fee transmittal sheet verifying US \$905, RCE + 3 month extension period and monthly statement of our deposit account).

Please ensure that the file is transferred from status 'abandoned' to *pending* as soon as possible.

Awaiting an updated filing communication from your offices.

Respectfully submitted,



Mark M. Friedman
Attorney for Applicant
Registration No. 33,883

Date: March 2, 2008

5. Jun. 2007 15:27

DR. MARK FRIEDMAN 972 3 6114101

No. 4279 P. 1

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***ALSO ADMITTED IN CANADA & MEXICO
****ALSO ADMITTED IN OHIO & TENN. ONLY

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DATE: June 5, 2007
TO: Examiner Cristina Sherr
COMPANY: USPTO
TO FAX NO.: (571) 273-8300
FROM: Nomi
OUR FILE REF.: 2808/12

US Patent Application No. 10/612,921

NO. OF PAGES: 6 (including this page)

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Dear Examiner Sherr,

This is further to your telephone message regarding the above application.

We attach hereto a copy of the RCE filed, the USPTO acknowledgment of Receipt, and our Deposit Account statement showing the appropriate fees were charged to our account.

Although you have previously informed us that you would get back to us regarding this case, it seems that in the meantime, the application has become abandoned.

Yours,

Dr. Mark Friedman Ltd.

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P. 4

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Electronic Patent Application Fee Transmittal				
Application Number:		10612921		
Filing Date:		07-Jul-2003		
Title of Invention:		Method for determining a licensing policy of a digital product		
First Named Inventor:		Michael Zunka		
Filer:		Mark Friedman		
Attorney Docket Number:		2608/12		
Filed as Small Entity				
Utility Filing Fees				
Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Basic Filing:				
Pages:				
Claims:				
Miscellaneous Filing:				
Petition:				
Patent Appeals and Interference:				
Post-Allowance and Post-Issuance:				
Extension of Time:				
Extension - 3 months with \$0 paid	2253	1	510	510

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No. 4279 P. 5

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Miscellaneous:				
Request for continued examination	2801	1	395	395
Total in USD (\$)				905

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Account No.	062140
Date	7-31-06
Page	3

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DATE POSTED	CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEE CODE	CHARGES/ CREDITS	BALANCE
MO. DAY YR.						
7 13 06	1254	11457152	3346/3	4011	75.00	197577.00
7 13 06	1255	11457152	3346/3	2111	250.00	197327.00
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*** O.D. INDICATES OVERDRAWN

JUN 05 2007

Acknowledgement Receipt

The USPTO has received your submission at **05:43:14** Eastern Time on **13-JUL-2006** by Deposit Account: 062140.

\$ 905 fee paid by e-Filer via RAM with Confirmation Number: 552.

eFiled Application Information

EFS ID	1111158
Application Number	10612921
Confirmation Number	6947
Title	Method for determining a licensing policy of a digital product
First Named Inventor	Michael Zunke
Customer Number or Correspondence Address	DR. MARK FRIEDMAN LTD. c/o Bill Polkinghorn Discovery Dispatch 9003 Florin Way Upper Marlboro MD 20772 US 0013019529023
Filed By	Mark Friedman
Attorney Docket Number	2808/12
Filing Date	07-JUL-2003
Receipt Date	13-JUL-2006
Application Type	Utility

Application Details

Submitted Files	Page Count	Document Description	File Size	Warnings
fee-info.pdf	2	Fee Worksheet (PTO-875)	8296 bytes	◆ PASS

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

If you need help:

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- Send general questions about USPTO programs to the [USPTO Contact Center \(UCC\)](#).
- If you experience technical difficulties or problems with this application, please report them via e-mail to [Electronic Business Support](#) or call 1 800-786-9199.

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No. 4279 P. 2

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Request For Continued Examination (RCE) Transmittal Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	10/612,921
	Filing Date	July 7, 2003
	First Named Inventor	Michael ZUNKE
	Art Unit	3621
	Examiner Name	Cristina O. SHERR
	Attorney Docket Number	2808/12

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☐ Other _____

b. ☐ Enclosed

i. ☐ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other _____

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(f) required)

b. ☐ Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 06-2140

a. ☒ RCE fee required under 37 CFR 1.17(e) \$ 395

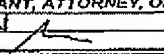
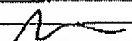
ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other _____

b. ☐ Check in the amount of \$ _____ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED	
Name (Print/Type)	MARK H. FRIEDMAN
Signature	
Registration No. (Attorney/Agent)	35,883
Date	July 12, 06
CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.	
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Date	

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.